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AUG 13 2004

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ON PETITION

In re Application of
Figov, et al.
Application No. 09/525,579
Filed: July 24, 1998
Attorney Docket No. 0866/OE519

This is a decision on the petition under 37 CFR 1.137(b), to revive the above-identified application. The petition was filed on June 17, 2004.

The above-identified application became abandoned for failure to timely submit a \$790.00 basic filing fee, a \$86.00 excess independent claim fee, and a surcharge for the late filing of the filing fee and/or declaration within an extendable two month period from the mail date of the September 27, 2002 petition decision. No timely reply was received by the Office. Accordingly, the above-identified application became abandoned on November 28, 2002. A Notice of Abandonment was mailed on October 23, 2003. Applicants' petition under 37 CFR 1.137(a), filed February 17, 2004, was dismissed on May 19, 2004 for failure to show the entire delay in responding to the September 27, 2002 petition decision was unavoidable.

Applicants have submitted a reply in the form of filing fees and a surcharge for the late filing of the basic filing fee, an acceptable statement of the unintentional nature of the delay in responding to the September 27, 2002 petition decision, and the petition fee.

The petition under 37 CFR 1.137(b) is **GRANTED**.

After the mailing of this decision the application will be forwarded to the Office of Initial Patent Examination for further processing.

Telephone inquiries concerning this decision should be directed to the undersigned at (703) 308-6712.

E. Shirene Willis

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